

Before the
New Hampshire Board of Medicine
Concord, New Hampshire 03301

In the Matter of:

Sankar N. Banerjee, M.D.

Docket No. 01-08

**ORDER DENYING DR. BANERJEE'S REQUEST FOR RECONSIDERATION OF THE
DENIAL OF HIS REQUEST TO REINSTATE HIS LICENSE**

Before the New Hampshire Board of Medicine (the "Board") is a letter dated November 12, 2005 from Sankar N. Banerjee, M.D. ("Dr. Banerjee") requesting the Board reconsider the denial of his request to reinstate his license in New Hampshire. Included with the November 12, 2005 letter were copies of proof of completion of the following additional training:

1. Harvard Medical School, Brigham & Women's Hospital and Children's Hospital as the clinical observer, Neurosurgery, June 1, 2005 - September 30, 2005;
2. Certificate of attendance for participation at the Annual Meeting of the American Association of Neurological Surgeons; and
3. Certificate of attendance at the 2005 Congress of Neurological Surgeons' Annual Meeting.

On October 18, 2005, the Board issued an *Order Denying Second Application For License Reinstatement* ("Order") to Dr. Banerjee. In the October 18, 2005 Order, the Board denied Dr. Banerjee's second application for reinstatement of license and ordered the following before the Board would again consider a request from Dr.

Banerjee for reinstatement:

Dr. Banerjee must comply with and submit the appropriate verification of compliance demonstrating that he has satisfactorily remediated all the areas of deficiency noted in the CPEP report of June 28, 2004, and the remediation required by the Board in this order, in its order of February 7, 2005 and all prior orders of the Board, and an educational intervention plan that includes preceptorship and supervised clinical experience as recommended by CPEP.

The Board finds that Dr. Banerjee did not submit the appropriate verification of compliance demonstrating that he has satisfactorily remediated all the areas of

deficiency noted in the CPEP report of June 28, 2004; and the remediation required by the Board in the October 18, 2005 Order or the February 7, 2005 Order. The Board also finds that Dr. Banerjee did not submit the appropriate verification of compliance for an educational intervention plan that includes preceptorship and supervised clinical experience as recommended by CPEP. The following are the educational recommendations submitted by CPEP that would need to be fulfilled before the Board will again consider a request from Dr. Banerjee for reinstatement:

1. Supervised Clinical Experience: Dr. Banerjee shall participate in a clinical experience to provide the necessary modeling and supervision required as he addresses the areas of demonstrated need. Dr. Banerjee shall initially have 100% chart review in the clinical setting.
2. Educational Preceptor: Dr. Banerjee shall establish a relationship with an experienced educational preceptor in neurology. This involves regularly scheduled meetings to review cases and documentation, discuss decisions related to those cases, review specific topics, and make plans for future learning. This relationship with a preceptor, as an educational process, not as practice monitoring, will give Dr. Banerjee the opportunity to analyze his decision-making.
3. Continuing Medical Education and Self-Study: Dr. Banerjee shall engage in continuing medical education courses and self-study which include, but are not limited to, the topics indicated in the areas of demonstrated need (see pg. 14 of the CPEP report dated June 28, 2004).
4. Documentation course, coaching, or self-study and adoption of charting system that includes problem and medication lists, flow sheets, and narcotics contracts.
5. Communication course, coaching or self-study.

THEREFORE IT IS ORDERED that Dr. Banerjee's request to the Board for reconsideration of the denial of his request to reinstate his license is DENIED. The Board further orders that before the Board will again consider a request from Dr. Banerjee for reinstatement, Dr. Banerjee must comply with and submit the appropriate verification of compliance demonstrating that he has satisfactorily remediated all the areas of deficiency noted in the CPEP report of June 28, 2004, and the remediation required by the Board in this order, in its order of October 18, 2005 and in its order of February 7, 2005.

This is a final adjudicatory decision of the Board. The petitioner, Dr. Banerjee, is notified that, pursuant to RSA 329:17, VIII, he has the right to appeal the Board's decision to the New Hampshire Supreme Court under RSA 541. In accordance with RSA 541:6, if the petitioner intends to appeal, the petitioner has thirty (30) days from the date of this Order as dated below to appeal by petition to the supreme court. The petitioner is also advised to ascertain all requirements for appeal under RSA 541 and the Rules of the New Hampshire Supreme Court.

BY ORDER OF THE BOARD/*

Date: 9/11/06 Penny Taylor
Penny Taylor, Administrator
Authorized Representative of the
New Hampshire Board of Medicine

/*Board member Mary Nelson, recused. Board members Clint J. Koenig, M.D., Amy Feitelson, M.D. and Brian T. Stern abstained.